

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Panchayat Raj & Rural Department – Sri K.Md.Shabber Ahamad, the then DLPO & DPO (FAC) (Now retired) Srikakulam District – Allegation of irregular sanction of lease for sand and illegal quarrying of sand in Sy.No.2432 of Korada (V), Hiramnadalam (M), Srikakulam District - Disciplinary action initiated - Enquiry conducted – Imposition of Penalty of 5% cut in pension for a period of three (3) years under Rule 9 of A.P. Revised Pension Rules, 1980 – Orders – Issued.

PANCHAYT RAJ AND RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.RT.No. 215

dated:28.02.2015.
Read the following:-

- Ref: 1. From the GA (V&E) Department, Vigilance Report No. 114 (342/V&E/NRI/07) Dated: 8.8.2007.
2. Memo.No.20784/Vig.IV/A1/2007-1, Dated: 28.06.2008.
3. From the Commissioner, PR &RE, Hyderabad, Memo.No. 8333/CPR&RE/E3.Vig./2008, Dated: 01.12.2008.
4. Written statement of defense received from Sri K.Md.Shabber Ahamad dt 03.1.2009.
5. G.O.Rt.No.995, PR&RD (Vig.IV) Dept, Dated:28.06.2011.
6.G.O.Rt.No.996, PR&RD (Vig.IV) Dept, Dated: 28.6.2011.
7.G.O.Rt.No.1107, PR&RD (Vig.IV) Dept, dated: 21.6.2012
8.From the Commissioner, PR &RE, Hyderabad, Letter No. 8333/CPR&RE/E.3.Vig./2008, Dated: 30.6.2013.
9.Memo.No. 20784/Vig.IV/A1/2007, Dated: 25.11.2013.
10.Representation of Sri Md. Shabber Ahamad, then DLPO & DPO (FAC) (Now retired),dt.22.1.2014
11.Govt Memo No.20784/Vig.III/A1/2007-8, dated.03.06.2014.
12.Representation of Sri Md. Shabber Ahamad, then DLPO & DPO (FAC) (Now retired) dt.7.08.2014
13.Govt.Letter No.20784/Vig.III/A1/20107-10, dt.12.12.2014
14.Letter received from APPSC, Lr.No.96/RT/3/2015, dt.06.02.2015.

ORDER:

In the reference 1st read above, the General Administration (V&E) Department was taken up detailed enquiry on the allegations of irregular sanction of lease for sand by M/s Soma Patel ASI (JV) in Sy.No.243 of Korada (V) Hiramandalam (M), Srikakulam District and recommended to initiate disciplinary action against Sri Md.Shabbeer Ahmed, the then Divisional Panchayat Officer, Palkonda and District Panchayat Officer (FAC), and two others on the irregularities in sanction of lease of sand and illegal quarrying of sand in Hiramandalam in Srikakulam District. Accordingly, the Commissioner, Panchayat Raj & Rural Employment, Hyderabad has been requested to take necessary action as per the recommendations of General Administration (V&E) Department in the reference 2nd read above.

(P.T.O)

2. In the reference 3rd cited, the Commissioner, Panchayat Raj & Rural Employment, Hyderabad has framed Article of charges against Sri Md.Sabber Ahmed, Divisional Panchayat Officer (now retired), Srikakulam District calling for his explanation on the charges framed against him under rule 20 of Andhra Pradesh Civil Services (CC& A) Rules, 1991. In the reference 4th read above, charged officer has submitted his Written statement of defense duly denying the charges framed against him and requested to drop further action against him.

3. After examining the Written Statement of Defense submitted by the charged officer, and having not convincing of W.S.D., Government have decided to conduct common enquiry against Sri Md.Shabber Ahmed and Sri T.P.Raghavacharyulu, and Sri K.Gowripathi, Srikakulam district for the irregularities in sanction of lease of sand and illegal quarrying of sand in Hiramandalam in Srikakulam District. Accordingly orders have been issued in the reference 5th read above.

4. In the reference 6th read above, Sri C.Sankar Reddy, Addl. Commissioner, O/o the Commissioner, Panchayat Raj & Rural Employment, Hyderabad has been appointed as Enquiry Officer to enquire into the charges framed against the said charged officer and in the reference 7th read above Sri M.Sudhakar Rao, Deputy Commissioner O/o the Commissioner, Panchayat Raj & Rural Employment, Hyderabad has been appointed as Presenting Officer to present the case before the enquiry officer.

5. In the reference 8th read above, the Commissioner, Panchayat Raj & Rural Employment, Hyderabad has submitted the enquiry report stating that the charge is partially held proved against Charged Officer and requested the Government to issue final orders as per the findings of the Enquiry Officers against Sri Md.Shabber Ahamad, the then Divisional Panchayat Officer & District Panchayat Officer, (FAC) (Now retired) Srikakulam district.

6. In the reference 9th read above, a copy of the enquiry report was communicated to the charged officer i.e., Sri Md.Shabber Ahamad, Srikakulam District, under Rule 9 of AP Revised Pension Rules, 1980 for calling for his representations on the findings of the enquiry officer against him. Accordingly the charged officer has submitted his representation and requested to drop further action against him in the reference 10th read above.

7. Government, after careful examination of the matter with appropriate Authorities , have provisionally decided to impose the penalty of 5 % cut in pension for a period of three (3) years against Sri Md.Shabber Ahamad, as per Rule 9 of A.P.Revised Pension Rules, 1980. Accordingly a show cause notice has been issued to him calling his representation on the proposed punishment to be imposed on him vide reference 11th read above.

8. In reply to the show cause notice, the Charged Officer Sri Md.Shabber Ahamad, the then Divisional Panchayat Officer & District Panchayt Officer (FAC) (Now retired) Srikakulam District has submitted his explanation vide reference 12th read above, wherein the Charged Officer has requested the Government to kindly excuse him. After examining the explanation of the Charged Officer, it has been decided to impose the penalty of 5% cut in Pension for a period of (3) years since there are no new grounds found in the explanation of the Charged Officer.

(Contd-P-3)

9. In the reference 13th read above, the APPSC has been requested to communicate concurrence of the Commission on the proposed penalty for imposing the penalty against the Charged Officer. The Andhra Pradesh Public Service Commission have concurred the proposed punishment of Government to impose a penalty of 5 % cut in pension for a period of three (3) years against the Charged Officer vide reference 14th read above.

10. Government after careful consideration of the matter, hereby decided to impose a punishment of 5 % cut in pension for a period of three (3) years against Sri Md.Shabber Ahamad, the then Divisional Panchayat Officer & District Panchayt Officer (FAC) (Now retired), under Rule 9 of A.P.Revised Pension Rules, 1980 on the allegation of irregular sanction of lease for sand and illegal quarrying of sand by M/s Soma Patel ASI (JV) in Sy.No.2432 of Korada (V), Hiramnadalam (M), Srikakulam District. Accordingly hereby order to impose the penalty of 5% cut in pension for a period of (3) years against Sri Md.Shabber Ahamad, the then Divisional Panchayat Officer & District Panchayt Officer (FAC) (Now retired).

11. The Commissioner, Panchayat Raj & Rural Employment, Hyderabad /District Collector, Srikakulam District shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY,
SECRETARY TO GOVERNMENT (PR)

To

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.
The Individual (Sri Md.Shabber Ahamad, the then Divisional Panchayat Officer & District Panchayt Officer (FAC) (Now retired) **through the Commissioner**, Panchayat Raj & Rural Employment, Hyderabad.
The District Collector, Srikakulam District.

Copy to:

The P.S. to Hon'ble Minister (PR&RWS),
The General Administration (V&E) Department, Hyderabad,
The A.P. Public Services Commission, Hyderabad.
The Secretary, A.P. Vigilance Commissioner, Hyderabad.
Stock File/Spare Copy.

//FORWARDED::BY ORDER//

SECTION OFFICER